IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

WP(C).No. 14101 of 2007(D)

PETITIONER:

M/S.VIDEOCON INDUSTRIES LTD.,
DOOR NO.1645/98, KEERTHI NAGAR, ELAMAKKARA,
COCHIN-26, REP. BY ITS BRANCH MANAGER REMMY
GOPINATHAN.

BY ADV. SMT.K.LATHA

RESPONDENTS:

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1. THE STATE OF KERALA,
REP. BY CHIEF SECRETARY,
SECRETARIATE, THIRUVANANTHAPURAM.

2. ASST. COMMISSIONER (ASSMT.),
SPECIAL CIRCLE I, ERNAKULAM.

3. DEPUTY COMMISSIONER (APPEALS) DEPT. OF
COMMERCIAL TAXES,
ERNAKULAM.

4. DEPUTY TAHSILDAR (RR),
KANAYANNOOR, TALUK, ERNAKULAM.

BY ADV. SHRI.MOHAMMED RAFFIQ, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/06/2007, ALONG WITH W.P.(C)No. 15894/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C)No. 14101/2007

APPENDIX

PETITIONER'S EXHIBITS

P1 : COPY OF THE ASSESSMENT ORDER FOR THE YEAR 2004-05 DATED 20/01/2007.

P2 : COPY OF THE APPEAL PETITION IN FORM 30 AND THE GROUNDS OF APPEAL AGAINST EXT.P1 MODIFIED ASSESSMENT ORDER.

P3 : COPY OF THE JUDGMENT IN O.P.No. 20701/2002 DATED 16/03/2007 OF THIS HON'BLE COURT.

P4 : COPY OF THE REVENUE RECOVERY NOTICE DATED 08/04/2007 ISSUED by the 4TH RESPONDENT in the NAME OF THIS PETITIONER BUT ADDRESSED IN 39/1361, PRABHAT CAFE, CHITTOOR ROAD, ERNAKULAM.

// TRUE COPY //

PA TO JUDGE

jg

C.N.RAMACHANDRAN NAIR, J.

WP(C) Nos. 14101 & 15894 of 2007

Dated, this the 13th day of June, 2007

J U D G M E N T

Since the issue on exemption claimed by the petitioner is apparently covered by a Division Bench judgment of this Court, there will be stay against recovery of entire tax due under Exts.P1 & P2 assessment orders till disposal of the appeals by the Appellate Authority.

These WP(C)s are disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE.)

jg